

1st Reading 3/4/85
2nd " 3/18/85
3rd " 4/1/85

RESOLUTION NUMBER 85-11

BY D. Craig Mike Mumich

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CLERK/TREASURER TO ENTER INTO CONTRACT ON BEHALF OF THE VILLAGE OF BUCKEYE LAKE WITH THE BUCKEYE LAKE VOLUNTEER FIRE DEPARTMENT, INC. SO THAT FIRE PROTECTION SERVICE CAN BE PROVIDED TO THE VILLAGE FOR APRIL 1, 1985 TO DECEMBER 31, 1985.

WHEREAS, The Village is in need of fire protection which has in the past been provided by the Buckeye Lake Volunteer Fire Department, Inc.; and

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BUCKEYE LAKE, COUNTY OF LICKING, AND STATE OF OHIO, That:

Section 1: The Mayor and Clerk are hereby authorized to enter into contract with the Buckeye Lake Volunteer Fire Department, Inc., for fire protection to be provided to the inhabitants of the Village of Buckeye Lake for the period of April 1, 1985 to December 31, 1985 in an amount not to exceed \$18,000.00.

Section 2: The contract referred to above is attached hereto and marked as Exhibit A and is incorporated herein as if fully rewritten.

Adopted this 17th day of April, 1985.

Charles E. Slater
MAYOR

ATTEST:

Antoinette Gorman
CLERK/TREASURER

FORM APPROVED:

[Signature]
DIRECTOR OF LAW

The undersigned, Clerk/Treasurer of the Village of Buckeye Lake, Ohio, hereby certifies that this Resolution 85-11 was posted pursuant to Section 721.25 of the Ohio Revised Code and was posted in at least six (6) designated public places from the 2nd day of April, 1985 until the 17th day of April, 1985.

Antoinette Gorman
CLERK/TREASURER OF THE VILLAGE
OF BUCKEYE LAKE, OHIO

CONTRACT

This AGREEMENT, entered into this 1st day of April, 1985, by and between the VILLAGE of BUCKEYE LAKE, Licking County, Ohio, hereinafter called the First Party, and the BUCKEYE LAKE VOLUNTEER FIRE DEPARTMENT, INC., hereinafter called the Second Party.

WITNESSETH

That WHEREAS, First Party is desirous of obtaining fire and emergency squad protection for residents thereof and property located therein, and has a 1978 FMC pumper and other fire fighting equipment, and

WHEREAS, Second Party owns a firehouse, various pieces of fire fighting apparatus together with an emergency squad and medic unit,

Now, therefore be it agreed by and between all parties hereto that in consideration of the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) for the period of April 1, 1985 thru December 31, 1985 to be paid by the end of each month in Two Thousand Dollars (\$2,000.00) payments with the first payment being Two Thousand Dollars (\$2,000.00). First Party agrees to allow it's FMC Pumper Truck and various equipment to be used by Second Party in and about the territory of First Party and also throughout jurisdiction of the Second Party. Second Party also agrees to operate First Party's FMC Pumper and all equipment owned by Second Party in and about the territory of the First Party.

It is mutually understood and agreed that in no case shall the Second Party be liable in damages to said Village of Buckeye Lake, or any of it's inhabitants for failure to answer any fire or emergency call, or for lack of speed in answering any such call, or for any inadequacy of equipment, negligent operation of apparatus, failure to extinguish any fire, or for any cause whatsoever growing out of this agreement or use of the fire and emergency equipment and the personnel of the said Second Party.

The First Party shall be responsible for major repairs to the FMC pumper. Major shall repairs means repairs in excess of five hundred dollars. The second party agrees to secure a purchase order for any repairs prior to having the work done.

This Contract shall be for a term of nine (9) months, commencing on the 1st day of April, 1985 and shall make null and void any and all agreements made heretofore by the Parties herein.

IN WITNESS WHEREOF, the Parties have set their hands this 4th day of April, 1985.

VILLAGE OF BUCKEYE LAKE, LICKING COUNTY, OHIO

BY Charles E. Slater
MAYOR

Antoinette Yarnan Clark Treasurer
BUCKEYE LAKE VOLUNTEER FIRE DEPARTMENT, INC.

BY Richard W. Powell Sr.
PRESIDENT

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Ordinance or Resolution Number: 85-11
Introduced By: _____
Motion to Suspend Rules _____ Second _____

	<u>Ayes</u>	<u>Nays</u>
Mrs. Braig	_____	_____
Mrs. Motts	_____	_____
Mr. Nimocks	_____	_____
Mr. Wilson	_____	_____
Mr. Wolf	_____	_____
Mr. Swartzwalder	_____	_____

Total: _____

Motion to Adopt Braig Second Nimocks

	<u>Ayes</u>	<u>Nays</u>
Mrs. Braig	<input checked="" type="checkbox"/>	_____
Mrs. Motts	<input checked="" type="checkbox"/>	_____
Mr. Nimocks	<input checked="" type="checkbox"/>	_____
Mr. Wilson	<input checked="" type="checkbox"/>	_____
Mr. Wolf	<input checked="" type="checkbox"/>	_____
Mr. Swartzwalder	<input checked="" type="checkbox"/>	_____

Total: 6 0

Date Posting Began 4/2
Effective Date 4/1

Certification

I hereby certify, the above to be an accurate account of the action of Council on the above matter.